



suit, including the Commission's pre-suit conciliation requirements in accordance with 42 U.S.C. § 2000e-5(b) and *Mach Mining, LLC v. EEOC*, 575 U.S. 480 (2015).

The Commission believes an early ruling by the Court on this issue is in both parties' best interest. There is ample evidence under current Supreme Court case law to support a ruling for the Commission on this issue. And it appears in the best interest of the parties that the Court allow the Commission to present evidence prior to trial so that both parties can preserve financial and judicial resources, as the Commission's success on this issue will narrow the scope of the lawsuit. Further, it will resolve current and anticipated discovery disputes.

Accordingly, for these reasons, the Commission respectfully requests that this Court grant its motion and allow the Commission leave to file its motion for partial summary judgment.

Dated: June \_\_, 2022

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of this pleading has been served on the following attorney(s) by electronic means.

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I certify that on June \_\_, 2022, a copy of this document was filed electronically. Notice of this filing will be sent through the Court's electronic filing system to all parties indicated on the electronic filing receipt.

*s/ Roslyn Griffin Pack*  
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